



1645

PATENT

UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. MBHB00-1278-C)

IN THE APPLICATION OF:

Lawton, et al.

Serial No. 10/054,647  
Filed: January 22, 2002  
Title Compositions and Methods for  
Detection of *Ehrlichia canis* and  
*Ehrlichia chaffeensis* Antibodies

Examiner: Ford, Vanessa L.  
Group Art Unit: 1645  
Confirmation No.: 9151

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TRANSMITTAL LETTER

AUG 22 2003

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

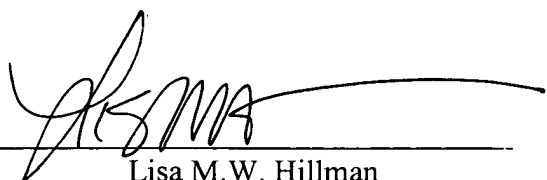
TECH CENTER 1600/2900

Sir:

In regard to the above identified application:

1. We are transmitting herewith the attached:
  - a. Response to Notice of Non-Compliance; and
  - b. Return Receipt Postcard.
2. With respect to additional fees:  
☒ No additional fee is required.
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490.  
A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 18th day of August, 2003.

Date: August 18, 2003

By:   
Lisa M.W. Hillman  
Reg. No. 43,673

McDONNELL BOEHNEN, HULBERT & BERGHOFF  
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CHICAGO, ILLINOIS 60606  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 00-1278-C)

*Handwritten signatures and initials, including "1/8/03" and "S/24/03".*

In the Application of: )  
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Lawton, et al. )  
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Serial No.: 10/054,647 )  
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For: Compositions and Methods for Detection )  
Of *Ehrlichia canis* and *Ehrlichia* )  
*chaffeensis* Antibodies )

Art Unit: 1645

Examiner: Ford, V.

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TECH CENTER 1600/2900

RESPONSE TO NOTICE OF NON-COMPLIANCE

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

This paper was originally filed in connection with a request for continued examination filed in the above-mentioned case on June 24, 2003. A Final Office Action was mailed on January 24, 2003. An amendment was filed in response to the Final Office Action on March 24, 2003. An Advisory Action was issued on May 6, 2003. The proposed amendments were not entered because the Office alleged the amendments would require further consideration and a new search.

A notice of non-compliance was mailed on July 18, 2003 stating that the claim amendments submitted on June 24, 2003 were not in compliance with new rule 37 CFR 1.121. This paper corrects the claim amendments so that they are in compliance with 37 CFR 1.121. It is believed that no fee is due in connection with this filing; however if a fee, including a fee for an extension of time, is due the Commissioner is authorized to charge our deposit account number 13-2490.

Please enter the claim amendments that begin on page 2 of this paper.

Remarks/arguments begin on page 4 of this paper.